

AMENDMENT TO TOLLING AGREEMENT
FOR CLAIMS UNDER THE CLEAN AIR ACT
RELATING TO LEXINGTON CONTAINER COMPANY

This Amendment to the Tolling Agreement, executed on December 20, 2018, for Clean Air Act claims relating to violations of Sections 111 and 183(e) of the Clean Air Act, 42 U.S.C. § 7411 and 7511b(e), and the regulations promulgated under Title I of the Clean Air Act, is entered into by the United States Environmental Protection Agency (“EPA”) and Lexington Container Company (collectively, the “Parties”). The undersigned representative of each Party certifies that he or she is fully authorized to enter into the terms and conditions of this Amendment, and to execute and bind such Party to this document.

The Parties agree as follows:

1. Paragraph 1 of the Tolling Agreement shall be amended to substitute “March 31, 2019” for “June 30, 2019,” so as to extend the Tolling Period in the Tolling Agreement without interruption from December 31, 2018, through June 30, 2019.
2. All other provisions of the Tolling Agreement remain unchanged and continue in full force and effect under the terms of the Tolling Agreement.
3. This Amendment may be executed in counterparts.

SIGNATURES

The United States Environmental Protection Agency consents on the following date to the terms and conditions of this Amendment by its duly authorized representatives.

Date

Phillip A. Brooks
Director
Air Enforcement Division
Office of Civil Enforcement
United States Environmental Protection Agency

Date

Providence Spina
Air Enforcement Division
Office of Civil Enforcement
United States Environmental Protection Agency

Lexington Container Company consents on the following date to the terms and conditions of this Amendment by its duly authorized representative.

By: _____